

# Exhibit 88



Mark Sanders &lt;mark@westpointharbor.com&gt;

**US FWS Signs for Launch Ramp**

16 messages

**Mark Sanders** <mark@westpointharbor.com>

Mon, Nov 10, 2014 at 3:06 PM

To: "Mruz, Eric" &lt;eric\_mruz@fws.gov&gt;

Cc: Mark Sanders &lt;mark@westpointharbor.com&gt;

Hello Eric,

I hope this note finds you well.

Westpoint Harbor in Redwood City has finally completed the last marina docks, and I hope to open our launch ramp (and fuel dock) in the near future.

Our permits require signage about access restrictions onto Greco Island, and back in 2006 we placed signs on Greco Island in cooperation with Clyde Morris (Clyde provided the actual signs for us to mount). We will also install a sign on our launch ramp so boaters not familiar with the area are aware of the restrictions. I suspect you already have signage for this application (there is a new ramp in Alviso as well as Redwood City Municipal Harbor which probably has similar signs). If not, perhaps we can talk about FWS sign requirements by telephone. There are two items the sign should cover:

- People are not allowed to enter Greco Island, which is wildlife refuge for endangered species
- Westpoint Slough is a "No Wake" zone.

Let me know your thoughts Eric, I am at [650-224 3250](tel:650-224-3250)

Best regards

mark sanders

Westpoint Harbor LLC

**Mruz, Eric** <eric\_mruz@fws.gov>

Wed, Nov 12, 2014 at 7:59 AM

To: Mark Sanders &lt;mark@westpointharbor.com&gt;

Cc: Anne Morkill &lt;anne\_morkill@fws.gov&gt;, Melisa Amato &lt;Melisa\_Amato@fws.gov&gt;

Mark,

I am no longer the Don Edwards Manager, and have moved to a new position in Oregon. Anne and Melisa will be your new contact.,

Anne / Melisa,

Clyde told Mark that we would provide signs for him to install once all of his permit requirements are complete. Please work with Mark to provide signs.

THanks

Eric Mruz

South Coast Refuge Manager

Oregon Coast NWR Complex

83673 North Bank Ln. Bandon, OR. 97411

[\(541\) 270-3191](tel:541-270-3191)Email: [Eric\\_Mruz@fws.gov](mailto:Eric_Mruz@fws.gov)

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**Mark Sanders** <mark@westpointharbor.com>

Wed, Nov 12, 2014 at 9:57 AM

To: "Mruz, Eric" &lt;eric\_mruz@fws.gov&gt;

Cc: Anne Morkill &lt;anne\_morkill@fws.gov&gt;, Melisa Amato &lt;Melisa\_Amato@fws.gov&gt;, Mark Sanders &lt;mark@westpointharbor.com&gt;

Thanks and congratulations to you Eric!

The Oregon Coast is truly beautiful, and I am sure you are having a great time. As you my know I am director for the MRA (Marina Recreation Association) which covers all the western states, so there is a chance we will meet again.

Anne and Melisa, please give me a call at your convenience so we can determine how to proceed. Its likely I will need to make the sign up, and we will want to make sure FWS needs are met.

Best regards,

mark sanders  
westpoint harbor

(650) 224-3250

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**Amato, Melisa** <melisa\_amato@fws.gov>

Thu, Nov 13, 2014 at 9:51 AM

To: Mark Sanders &lt;mark@westpointharbor.com&gt;, Jennifer Heroux &lt;Jennifer\_Heroux@fws.gov&gt;, Carmen Leong-Minch &lt;Carmen\_Leong-Minch@fws.gov&gt;

Cc: Anne Morkill &lt;anne\_morkill@fws.gov&gt;

Hi Mark,

I've cc'd two other staff because they frequently deal with signage.

Jennifer & Carmen,

Should we include any other info for their boat ramp regarding Greco Island other than

- People are not allowed to enter Greco Island, which is wildlife refuge for endangered species
- Westpoint Slough is a "No Wake" zone.

I wanted to check if either of you have any input before we touch base with Mark again.

Thanks, Melisa

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Melisa Amato  
Wildlife Refuge Specialist  
U.S. Fish and Wildlife Service  
Don Edwards San Francisco Bay National Wildlife Refuge  
7715 Lakeville Highway  
Petaluma, California 94954  
(707) 769-4200 (Ext 102)

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**Leong-Minch, Carmen** <carmen\_leong-minch@fws.gov>

Thu, Nov 13, 2014 at 10:32 AM

To: "Amato, Melisa" &lt;melisa\_amato@fws.gov&gt;

Cc: Mark Sanders &lt;mark@westpointharbor.com&gt;, Jennifer Heroux &lt;Jennifer\_Heroux@fws.gov&gt;, Anne Morkill &lt;anne\_morkill@fws.gov&gt;

Hi Melisa,

According to our hunt maps, we allow waterfowl hunting in Greco Island. Does this mean hunting is ok up to the mean-high water line? I can see the text causing confusion for new hunters who see our hunt map and then seeing the regulation at the boat ramp, not to mention the non-hunters who would feel hunters are given special treatment. I'm not sure how much space we have but maybe something like:

*Entry into Greco Island is prohibited to protect endangered species. Waterfowl hunting up to the mean-high water line is allowed during waterfowl hunting season.*

[http://www.fws.gov/uploadedFiles/Region\\_8/NWRS/Zone\\_2/San\\_Francisco\\_Bay\\_Complex/Don\\_Edwards\\_San\\_Francisco\\_Bay/Sections/Visit/Visitor\\_Activities/Waterfowl\\_Hunting/Map1.pdf](http://www.fws.gov/uploadedFiles/Region_8/NWRS/Zone_2/San_Francisco_Bay_Complex/Don_Edwards_San_Francisco_Bay/Sections/Visit/Visitor_Activities/Waterfowl_Hunting/Map1.pdf)

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Carmen Minch  
Outdoor Recreation Planner  
San Francisco Bay National Wildlife Refuge Complex  
Sunday-Thursday  
Phone: 510-792-0222 ext. 476  
Cell: 510-377-9229

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**Mark Sanders** <mark@westpointharbor.com>

Thu, Nov 13, 2014 at 11:26 AM

To: "Leong-Minch, Carmen" <carmen\_leong-minch@fws.gov>

Cc: "Amato, Melisa" <melisa\_amato@fws.gov>, Jennifer Heroux <Jennifer\_Heroux@fws.gov>, Anne Morkill <anne\_morkill@fws.gov>, Mark Sanders <mark@westpointharbor.com>, harbormaster <harbormaster@westpointharbor.com>

Hello All,

and thanks for pitching in so quickly!

here is some information that will help:

DOT and CA Department of Boating and Waterways both publish instructions for boat launch facilities and signage using a standard symbol (image attached). I also attached a typical boat launch sign as an example...you can see its a collection of local rules and regs.

In our case I think we should use the standard symbol and add the following items:

- Boat launch safety instructions
- "Entry into Greco Island is prohibited to protect endangered species"
- Westpoint Channel is a "NO WAKE" zone
- boat wash down instructions
- Launch ramp fees
- Because Westpoint Harbor is a certified Clean Marina and a "Shark Friendly Marina" I'll include language about being tidy, using our pumpout system, etc.

Its true hunting and fishing are permitted in this area but not on the island for historical reasons. I personally don't much care for this (ducks may fall on the island and hunters feel compelled to get on it to retrieve them). My suggestion is the sign say "Hunters are not allowed to enter or approach the island" and not include the high water comment., but will do whatever you decide.

Finally, I have attached a photo for your entertainment...there are some crazy people out there!

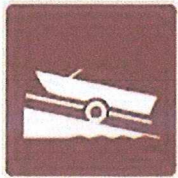
Best regards,

mark sanders  
westpoint harbor

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## 4 attachments



ramp.jpg  
3K

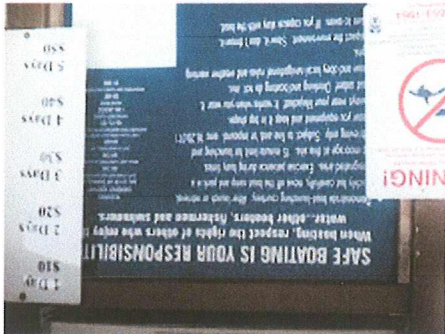


photo (42).JPG  
434K



launchramp.bmp  
452K



airshot.jpg  
611K

**Amato, Melisa** <melisa\_amato@fws.gov>

Thu, Nov 13, 2014 at 1:18 PM

To: Mark Sanders <mark@westpointharbor.com>

Cc: "Leong-Minch, Carmen" <carmen\_leong-minch@fws.gov>, Jennifer Heroux <Jennifer\_Heroux@fws.gov>, Anne Morkill <anne\_morkill@fws.gov>, harbormaster <harbormaster@westpointharbor.com>

Hi Mark,

Hunting is allowed from a boat up to the high water line. This is state law and the waters are under jurisdiction of the state. It is actually a violation for the hunters not to make every attempt to retrieve a downed bird. For this reason, we allow them to access the land ONLY to retrieve downed birds. So we cannot say that hunters are not allowed to enter or approach the island.

Therefore, perhaps we can say something like, "Waterfowl hunting is allowed by boat in tidal areas near Greco Island. No land or tidal marsh access is allowed, except to retrieve downed birds. No other land access access is allowed due to endangered species present."

That's kind of wordy I know.

And wow, the guy in the pick up truck had a bad day!

\*\*\*\*\*

Melisa Amato

Wildlife Refuge Specialist  
U.S. Fish and Wildlife Service  
Don Edwards San Francisco Bay National Wildlife Refuge  
7715 Lakeville Highway  
Petaluma, California 94954  
(707) 769-4200 (Ext 102)

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[Follow us on Facebook!](#)

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**Mark Sanders** <mark@westpointharbor.com>

Thu, Nov 13, 2014 at 2:00 PM

To: "Amato, Melisa" <melisa\_amato@fws.gov>

Cc: "Leong-Minch, Carmen" <carmen\_leong-minch@fws.gov>, Jennifer Heroux <Jennifer\_Heroux@fws.gov>, Anne Morkill <anne\_morkill@fws.gov>, harbormaster <harbormaster@westpointharbor.com>, Mark Sanders <mark@westpointharbor.com>

OK Amato,

I will use your language unless you come up with something simpler. Once you are sure let me know and I'll send a final graphic for you.

Attached is some more launch ramp humor!

mark

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dockparking.jpg  
73K

**Amato, Melisa** <melisa\_amato@fws.gov>

Mon, Nov 17, 2014 at 8:36 AM

To: "Leong-Minch, Carmen" <carmen\_leong-minch@fws.gov>, Mark Sanders <mark@westpointharbor.com>

Cc: Jesus Navarro <jesus\_navarro@fws.gov>

Hi Carmen,

This is fine and shorter which might help Mark.

Mark,

Can you use Carmen's language?

\*\*\*\*\*

Melisa Amato  
Wildlife Refuge Specialist  
U.S. Fish and Wildlife Service  
Don Edwards San Francisco Bay National Wildlife Refuge  
7715 Lakeville Highway  
Petaluma, California 94954  
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On Mon, Nov 17, 2014 at 8:34 AM, Leong-Minch, Carmen <[carmen\\_leong-minch@fws.gov](mailto:carmen_leong-minch@fws.gov)> wrote:

Hi Melisa,

Is this any better/simpler? You won't hurt my feelings if it isn't. I'd like stress that Greco is closed first. The majority of the year, it's non hunters who would be using the ramp. Jesse, would this be enforceable?

*Entry into Greco Island is prohibited to protect endangered species. Waterfowl hunting by boat is ONLY allowed in the non-vegetated, tidal areas near the island. Retrieving downed birds on the island is allowed.*

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**Mark Sanders** <[mark@westpointharbor.com](mailto:mark@westpointharbor.com)>

Thu, Nov 20, 2014 at 11:27 AM

To: "Amato, Melisa" <[melisa\\_amato@fws.gov](mailto:melisa_amato@fws.gov)>

Cc: "Leong-Minch, Carmen" <[carmen\\_leong-minch@fws.gov](mailto:carmen_leong-minch@fws.gov)>, Jesus Navarro <[jesus\\_navarro@fws.gov](mailto:jesus_navarro@fws.gov)>, Mark Sanders <[mark@westpointharbor.com](mailto:mark@westpointharbor.com)>

Hi Melissa,

The language is fine with me. If hunters typically know its OK to fetch downed birds, it may not be necessary to include that part.

I will work up a sign sample and send it back to you for a final review,

cheers

mark

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**Amato, Melisa** <[melisa\\_amato@fws.gov](mailto:melisa_amato@fws.gov)>

Thu, Nov 20, 2014 at 12:01 PM

To: Mark Sanders <[mark@westpointharbor.com](mailto:mark@westpointharbor.com)>

Cc: "Leong-Minch, Carmen" <[carmen\\_leong-minch@fws.gov](mailto:carmen_leong-minch@fws.gov)>, Jesus Navarro <[jesus\\_navarro@fws.gov](mailto:jesus_navarro@fws.gov)>

Great thanks.

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Melisa Amato  
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**Mark Sanders** <[mark@westpointharbor.com](mailto:mark@westpointharbor.com)>

Mon, Jul 17, 2017 at 4:39 PM

To: Mark Sanders <[mark@westpointharbor.com](mailto:mark@westpointharbor.com)>

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**Mark Sanders** <[mark@westpointharbor.com](mailto:mark@westpointharbor.com)>

Mon, Jul 17, 2017 at 5:13 PM

To: David Smith <[dsmith@sticeblock.com](mailto:dsmith@sticeblock.com)>